

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

A.C., a minor, by JERRY C. and JENNIFER C., his parents,	:	
	:	
Plaintiffs	:	CIVIL ACTION NO. 3:15-2198
	:	
v.	:	
	:	(JUDGE MANNION)
SCRANTON SCHOOL DISTRICT and SALISBURY BEHAVIORAL, HEALTH, INC.,	:	
	:	
Defendants	:	

ORDER

In light of the memorandum issued this same day, SSD's motion to dismiss, (Doc. [13](#)), is **DENIED** with respect to plaintiffs' RA and ADA claims, (Counts I & II), which are based on allegations occurring after April 8, 2013. SSD's motion to dismiss is **GRANTED** to the extent that plaintiffs' allegations pre-dating April 8, 2013 cannot be the basis for their federal claims since they are time barred. SSD's motion to strike plaintiffs' allegations pre-dating April 8, 2013 is **DENIED**. New Story's motion to dismiss, (Doc. [14](#)), all of plaintiffs' claims against it is **DENIED**. SSD and New Story are directed to file their answers to plaintiffs' complaint within 14 days of the date of this Order.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: June 13, 2016